

EXHIBIT 263

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023

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1 UNITED STATES DISTRICT COURT FOR THE

2 SOUTHERN DISTRICT OF NEW YORK

3 CASE NUMBER: 22-CV-10904-JSR

4 ACTION FOR DAMAGES

5 GOVERNMENT OF THE UNITED STATES)
6 VIRGIN ISLANDS,)

7 Plaintiff,)

8 VS.)

9 JP MORGAN CHASE BANK, N.A.,)

10 Defendant.)

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13
14
15 VIDEO RECORDED DEPOSITION OF

16 CAROL THOMAS JACOBS

17 THURSDAY, JULY 13, 2023

18
19
20 REPORTED BY:

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CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
23

1 A. I reviewed the file and I
2 consulted with Shani regarding course
3 of action.

4 Q. Okay. And what did you decide
5 to do?

6 A. I decide to modify his -- the
7 waiver that was in there -- that he
8 had before.

9 Q. And when you say you decided
10 to modify the waiver that he had
11 before, can you explain to me --

12 A. Well --

13 Q. -- what you mean?

14 A. Well, Attorney General Frazer
15 --

16 Q. Uh-huh.

17 A. -- had granted Mr. Epstein a
18 waiver of certain requirements, which
19 -- and so I -- after I reviewed, I
20 decided to modify that waiver.

21 Q. And why did you decide to
22 modify the waiver?

23 A. Because I did not -- upon my
24 review --

25 Q. Uh-huh.

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
24

1 A. -- I did not see anything in
2 the file to support the waiver.

3 Q. Okay. When had the waiver
4 occurred, as best you can recall?

5 A. I am -- I don't recall right
6 now sitting here.

7 Q. All right. We'll look at some
8 documents in a minute.

9 A. Okay.

10 Q. But did Shani explain to you
11 -- withdrawn.

12 Mr. Frazer had been the AG
13 from the 2007 to 2015 time period?
14 Does that sound right?

15 A. Yes.

16 Q. Okay. And so this was a
17 waiver that had been at least several
18 years prior to when Shani came to
19 you?

20 A. It was.

21 Q. Okay. Did Shani explain why
22 she was coming to you now about a
23 waiver from many years ago?

24 ATTORNEY ACKERMAN: Well,
25 objection. You can answer that

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
39

1 conduct.

2 (BY ATTORNEY NEIMAN):

3 Q. So from your point of view,
4 part of this notification requirement
5 is for the protection of the
6 community?

7 ATTORNEY ACKERMAN: Object to
8 form.

9 THE WITNESS: Yes, that's just
10 a -- that's the purpose.

11 (BY ATTORNEY NEIMAN):

12 Q. When you looked at this issue
13 about the adequacy of what had been
14 done with regard to Mr. Epstein's
15 notification requirements in the
16 past?

17 ATTORNEY ACKERMAN: Object to
18 form.

19 THE WITNESS: Yes, I was
20 concerned.

21 (BY ATTORNEY NEIMAN):

22 Q. Can you explain?

23 A. Well, I -- after -- on my
24 review, I thought that every effort
25 should be made to comply with the

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
40

1 statute as closely as possible.

2 Q. Okay. And had that been done
3 in the past?

4 ATTORNEY ACKERMAN: Object to
5 form.

6 THE WITNESS: Well, I think
7 the statutes allows their Attorney
8 General the discretion to make
9 modifications -- and so -- to the
10 basic requirements. And I felt that I
11 wanted to stick closer to the basic
12 requirements of the statute.

13 (BY ATTORNEY NEIMAN):

14 Q. Okay. And why was that?

15 A. Again, because to protect our
16 community.

17 Q. Uh-huh. Were you surprised
18 when you saw the waivers that had been
19 granted to Mr. Epstein previously?

20 ATTORNEY ACKERMAN: Object to
21 form.

22 THE WITNESS: Was I surprised?
23 Yes.

24 (BY ATTORNEY NEIMAN):

25 Q. Explain?

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023

41

1 A. I was -- how do I explain I
2 was surprised? That's -- I just felt
3 that at least for me, the better
4 course would have been to have him
5 comply as strictly as possible to the
6 statute.

7 Q. Okay. What happened after you
8 sent this letter?

9 ATTORNEY ACKERMAN: Object to
10 form.

11 THE WITNESS: Well, what
12 happened is that I think it was sent
13 to him.

14 (BY ATTORNEY NEIMAN):

15 Q. Uh-huh.

16 A. My understanding, it was sent
17 to him and that he had to come in in
18 person to -- if he's -- to notify us.

19 Q. Uh-huh.

20 A. I believe -- and I believe
21 that was done. Because if wasn't
22 done, I want to believe Shani would
23 have notified me.

24 Q. Uh-huh. Okay. And did you
25 ever get contacted by anybody either

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
114

1 Q. Uh-huh.

2 A. I don't have all the facts
3 before me. I don't know if there were
4 other communications. I just don't
5 know. So, again, I don't think I'm
6 the best person to ask. I think the
7 best person would be the person who is
8 responsible for the sex offender
9 registration.

10 (BY ATTORNEY NEIMAN):

11 Q. Okay. But just for purposes
12 of my questions now, just assume for a
13 second with me that the context -- the
14 compliance checks reflected in these
15 documents are the only compliance
16 checks that were done.

17 Okay. Just assume that for a
18 second. And assume again that the
19 description of what happened in those
20 compliance checks in these documents
21 is accurate. Okay?

22 A. Uh-huh.

23 Q. With those two assumptions, do
24 you think that the Virgin Islands did
25 an adequate job in its compliance

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
115

1 checks regarding Mr. Epstein?

2 ATTORNEY ACKERMAN: Object to
3 form.

4 THE WITNESS: I think Epstein,
5 Mr. Epstein was evasive --

6 (BY ATTORNEY NEIMAN):

7 Q. Uh-huh.

8 A. -- and clever in avoiding the
9 verifications, if nothing else.

10 Q. And do you think that
11 evasiveness should have triggered some
12 follow-up by the Virgin Islands
13 Department of Justice, which after all
14 was charged with protecting the
15 community?

16 ATTORNEY ACKERMAN: Object to
17 form.

18 THE WITNESS: Again, I -- you
19 know, I don't -- they may have been.
20 And if they wasn't, they should have
21 been.

22 (BY ATTORNEY NEIMAN):

23 Q. Okay. Did you ever look at
24 the question of whether Mr. Epstein
25 was appropriately classified at the

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
125

1 some information about Mr. Epstein.

2 Do you see that?

3 ATTORNEY ACKERMAN: Object to
4 form.

5 (BY ATTORNEY NEIMAN):

6 Q. The writer writes, "When was
7 Epstein last visited by the DOJ at his
8 little island palace? When was the
9 last time Epstein signed in to the DOJ
10 in St. Thomas? If I do not get a
11 response from you and the AG, I will
12 result to plan B, which is to
13 embarrass the VIDOJ, if need be.
14 Remember, I work as a private chef
15 under my LLC. We private chefs here
16 on the island are tight, and we see
17 and hear everything, specially what
18 goes on in Little St. James island.
19 We have pictures, audio, video of it
20 all going on."

21 Do you see that?

22 A. Yes.

23 Q. You agree with me that
24 pictures, audio and video of what was
25 going on on Little St. James would be

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
126

1 of interest if there were interest in
2 finding out whether Mr. Epstein was
3 engaged in any sexual misconduct?

4 ATTORNEY ACKERMAN: Object to
5 form.

6 THE WITNESS: Yes.

7 (BY ATTORNEY NEIMAN):

8 Q. All right. And you would
9 therefore expect that the Virgin
10 Islands would follow up when somebody
11 claimed to have such pictures, audio
12 and video.

13 ATTORNEY ACKERMAN: Object to
14 form.

15 THE WITNESS: They should
16 have.

17 (BY ATTORNEY NEIMAN):

18 Q. Do you any -- if any --
19 withdrawn.

20 Was this ever brought to your
21 attention?

22 A. I don't recall this.

23 Q. And you agree that follow-up
24 would have been appropriate?

25 ATTORNEY ACKERMAN: Object to

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
127

1 form.

2 (BY ATTORNEY NEIMAN):

3 Q. Do you know if any follow-up
4 happened?

5 A. I don't know.

6 Q. Did the Virgin Islands, to
7 your knowledge, do anything to monitor
8 press accounts related to Mr. Epstein
9 to see whether there was reason to be
10 concerned that he was reoffending?

11 ATTORNEY ACKERMAN: Object to
12 form.

13 THE WITNESS: I don't know
14 when you say "monitor." But if there
15 are press accounts, I'm sure the
16 Virgin Islands would be aware of any
17 national press accounts.

18 (BY ATTORNEY NEIMAN):

19 Q. Okay. And do you know if
20 anything --

21 ATTORNEY ACKERMAN: You can
22 put that document aside.

23 (BY ATTORNEY NEIMAN):

24 Q. -- was ever done --

25 THE WITNESS: Oh, I was just

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
131

1 Do you see that?

2 A. Yes.

3 Q. And then if you continue to
4 the next page, you'll see in paragraph
5 46 that the lawsuit alleges that "On
6 one occasion after suffering verbal
7 abuse and threats by Defendants
8 Epstein, Maxwell and Kellen, Plaintiff
9 attempted to escape from Defendant
10 Epstein's private island, and a search
11 party located her and physically
12 returned her to the main house on the
13 island."

14 Do you see that?

15 A. I do.

16 Q. Do you agree with me that
17 these are the kind of allegations that
18 the Virgin Islands had a
19 responsibility to follow up on?

20 ATTORNEY ACKERMAN: Object to
21 form.

22 THE WITNESS: If the Virgin
23 Islands knew of these allegations,
24 they would -- yes, I would say they
25 have a responsibility. I don't know

CAROL T. JACOBS
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023
132

1 in 2017 -- at least I wasn't aware
2 and I don't know if anyone at Attorney
3 General's Office was aware of these
4 allegations in 2017.

5 (BY ATTORNEY NEIMAN):

6 Q. And do you know if the
7 Attorney General's Office in the
8 Virgin Islands did anything at anytime
9 prior to 2019 to try to see what kind
10 of allegations were being made in
11 publicly filed lawsuits regarding
12 Jeffrey Epstein?

13 ATTORNEY ACKERMAN: Object to
14 form.

15 THE WITNESS: I'm not aware of
16 any.

17 (BY ATTORNEY NEIMAN):

18 Q. Would you agree with me that
19 it would have been appropriate for the
20 Virgin Islands to make efforts to find
21 out what kind of allegations were
22 being made against a prominent
23 resident like Mr. Epstein in publicly
24 filed lawsuits?

25 ATTORNEY ACKERMAN: Object to